

# **The Rules of the Court of Arbitration of the Polish Blockchain and New Technology Chamber of Commerce**

**Warsaw, May 2019**

## **§ 1**

The Schedule of Fees for the Activities of the Court of Arbitration of the Polish Blockchain and New Technology Chamber of Commerce (hereinafter ‘the Court’) specifies the amount of fees as well as the rules and procedure for their payment.

## **§ 2**

The fees for the activities of the Court include:

1. the registration fee,
2. the Court administration fee,
3. the supplementary fee,
4. the experts fee
5. the interim fee,
6. the fee for activities of the arbitrator.

## **§ 3**

1. The registration fee shall depend on the amount in dispute and shall be equal to:
  - a. up to 50.000 Euro - 500 Euro.
  - b. from 50.001 to 100.000 Euro - 750 Euro
  - c. from 100.001 Euro - 1.000 Euro
2. The registration fee shall be paid, without any prior notice from the Court, by the party filing a statement of claim.

3. The registration fee is non-refundable.

#### **§ 4**

1. The basic fee in the amount specified in § 9 shall be paid by the claimant.
2. Claims against more than one person which are included in one statement of claim shall be treated as separate statements of claims unless respondents are jointly and severally liable.

#### **§ 5**

1. The supplementary fee shall be paid, subject to paragraph 2, in addition to the basic fee in the following cases:
  - a. If the case is examined by 5 arbitrators, the supplementary fee shall be paid in an amount equivalent to  $\frac{2}{3}$  of the basic fee; if the case is examined by more than 5 arbitrators, the supplementary fee shall be paid in an amount equivalent to twice the basic fee,
  - b. If an application is made for notifying each third party of the pending proceedings and summoning such third parties to participate as an intervening party, the supplementary fee shall be paid in an amount equivalent to half the basic fee,
  - c. If as a result of reviewing the amount in dispute it is found that the basic fee due should be more than has been paid, the supplementary fee shall be paid in an amount equivalent to the balance between the basic fee paid and due.
2. No supplementary fee shall be paid in the proceedings conducted as a result of lodging an appeal.

#### **§ 6**

The fee for experts in the amount agreed by the Court shall be borne by the claimant.

## **§ 7**

1. In a case involving property rights in which the amount in dispute cannot be determined at the time of filing the statement of claim, the President of the Court shall set an interim fee.
2. Before making the final award, the Court shall oblige a party to pay the basic fee, taking into account the interim fee paid.

## **§ 8**

The Court may oblige a party or the parties to pay an advance on expenses incurred as costs of the activities conducted during the proceedings. The Court shall set the amount and time-limit for payment of the advance.

## **§ 9**

The amount of the Court administration fee shall depend on the amount in dispute and shall be equal to (for the 3 arbiters case):

1. up to 25.000 Euro - free of charge
2. from 25.001 to 100.000 Euro - 500 Euro
3. from 100.001 to 250.000 Euro - 1.000 Euro
4. from 250.001 Euro - 2.000 Euro

## **§ 10**

The amount of the fee for the activities of the arbitrator shall depend on the amount of the interim measure and shall be equal to:

1. to 25.000 Euro - 10% of the value of the subject of the dispute
2. from 25.001 to 100.000 Euro - 2.500 Euro plus 5% of the amount in excess of 25.000 Euro,
3. from 100.001 to 250.000 Euro - 6.250 Euro plus 2,5% of the amount in excess of 100.000 Euro,

4. from 250.001 to 1,000,000 Euro - 10.000 Euro plus 1% of the amount in excess of 250.000 Euro,
5. from 1,000,001 Euro - 17.500 Euro plus 0,5% of the amount in excess of 1,000,000 Euro,

#### **§ 11**

Fees and advances on expenses incurred by the Court shall be increased by Value Added Tax at the prevailing rate.

#### **§ 12**

The Court shall not take any activities if a fee or an advance on expenses is not paid within the prescribed time-limit.

#### **§ 13**

Fees and advances on expenses shall be paid in Polish zlotys to the bank account of the Polish Blockchain and New Technology Chamber of Commerce, as indicated by the Court.